

No.

CR 07 00544 JW

HRL

FILED

UNITED STATES DISTRICT COURT

2007 AUG 15 P 3:11

NORTHERN DISTRICT OF CALIFORNIA

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

E-FILING

SAN JOSE DIVISION

THE UNITED STATES OF AMERICA

vs.

MIGUEL ANGEL MARTINEZ-MENDOZA

INDICTMENT

COUNT ONE:

Title 8, U.S.C. § 1326 - Illegal Re-Entry Following
Deportation

A true bill.

Ramona L. Wills

Foreperson

Filed in open court this 15 day of August

A.D. 2007

[Signature]
United States Magistrate Judge

Bail. \$ no process

FILED

SCOTT N. SCHOOLS (SC 9990)
United States Attorney

2007 AUG 15 P 3:11

E-FILING

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CR 07 00544

UNITED STATES OF AMERICA,

No.

Plaintiff,

VIOLATION: 8 U.S.C. § 1326 –
Illegal Re-Entry Following Deportation

v.

MIGUEL ANGEL MARTINEZ-
MENDOZA,

Defendant.

SAN JOSE VENUE

INDICTMENT

The Grand Jury charges:

On or about May 22, 2007, the defendant

MIGUEL ANGEL MARTINEZ-MENDOZA,

an alien, previously having been arrested and deported from the United States on or about
November 1, 1996, November 23, 2002, July 26, 2003 and April 26, 2005, was found in the
Northern District of California, the Attorney General of the United States and the Secretary for
Homeland Security not having expressly consented to a re-application by the defendant for

//

INDICTMENT

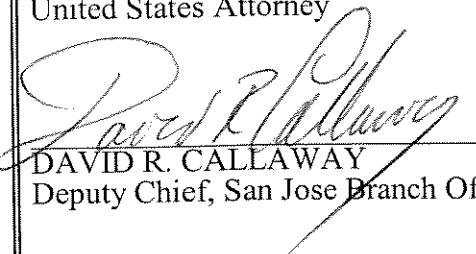
admission into the United States, in violation of Title 8, United States Code, Section 1326.


DATED: 8/15/07

A TRUE BILL.


FOREPERSON

SCOTT N. SCHOOLS
United States Attorney


DAVID R. CALLAWAY
Deputy Chief, San Jose Branch Office

(Approved as to form: )

SAUSA B. KENNEDY

INDICTMENT

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING**OFFENSE CHARGED**

Title 8, U.S.C. § 1326 - Illegal Re-Entry Following Deportation

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony**E-FILING****PENALTY:**20 years imprisonment
\$250,000 fine
3 years supervised release
\$100 special assessment fee**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

ICE

☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a pending case involving this same defendant☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
CASE NO.Name and Office of Person
Furnishing Information on
THIS FORM

SCOTT N. SCHOOLS

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y
(if assigned)

BENJAMIN KENNEDY

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

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MIGUEL ANGEL MARTINEZ-MENDOZA

DISTRICT COURT NUMBER

CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

CR 07 00544 JW HRL

DEFENDANT**IS NOT IN CUSTODY**

- 1) ☐ Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☒ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges } ☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS*☐ WARRANT

Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: _____

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____